

United States District Court for the Eastern

District of New York

CV - 07 1793

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.

★ MAY 01 2007 ★

Civil Action, File Number #
LONG ISLAND OFFICE

Alan Amron, Pro Se Plaintiff

v

The United States Postal Service, Defendant

Complaint
~~Plaintiff~~ DEMANDS
TRIAL BY JURY

FEUERSTEIN, S

TOMLINSON, M

To the above-named Defendant:

You are hereby summoned and required to serve upon Alan Amron, Pro Se plaintiff, whose address is 474 Fulton Avenue Hempstead, New York 11550, an answer to the complaint which is herewith served upon you, within 60 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

Clerk of Court.

[Seal of the U.S. District Court]

Dated 5/1/07

(This summons is issued pursuant to Rule 4 of the Federal Rules of Civil Procedure)

If the United States or an officer or agency thereof is a defendant, the time to be inserted as to it is 60 days.

(As amended Dec. 29, 1948, eff. Oct. 20, 1949.)

Complaint Of Negligence

1. Allegation of Jurisdiction

(a) Jurisdiction founded on diversity of citizenship and amount.

Plaintiff is a citizen of the United States having it's principal place of residence in the State of New York, and defendant is a corporation incorporated under the laws of the United States having its principal place of business in the State of New York. The matter in controversy exceeds \$25,000.00 dollars, exclusive of interest and costs, the sum specified by 28 U.S.C. § 1332.

(b) Jurisdiction founded on the existence of a Federal question.

The action arises under [the United States Code 39, Section 3661]; [title 39 part IV Chapter 36 Subchapter IV Statute (a), as hereinafter more fully appears.

(c) Jurisdiction founded on the existence of a question arising under particular statutes.

The action arises under the Act of 39 USC, Part IV, Chapter 36, Subchapter IV Sec 3661 Statute (a) as hereinafter more fully appears.

(a) "The Postal Service shall develop and promote

adequate and efficient postal services."

2. On **April 14, 2007**, I Pro Se Plaintiff Alan Amron mailed an Express Mail overnight (EQ 91 6118 982 US) large corrugated box of one of a kind toy prototypes and samples, (see picture of contents attached here as **Exhibit A**) weighing 14 pounds 8 ounces, to a

model shop named "TOTAL CONCEPTS" at 229 Western Avenue Unit #3 Essex Massachusetts 01929. (See Express mail receipt attached here as **Exhibit B**)

3. On **April 19, 2007**, I pro se plaintiff Alan Amron did an on line United States Postal Services tracking of said Express Mailed box to find it had been negligently sent to Essex England by gross negligence on the part of the postal service. (see attached here as **Exhibit C**)

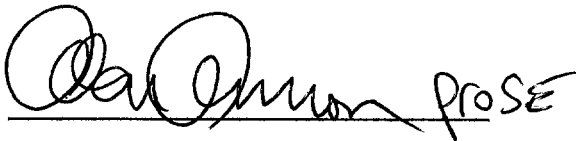
4. On **April 22, 2007**, I pro se plaintiff Alan Amron received a letter from the United States Postal Service stating they were "...unable to locate any delivery information in our records regarding your item number EQ91 6118 98US..." (See this letter in the attached **Exhibit D**) After receiving this notice pro se plaintiff Alan Amron spoke directly to the postmasters at the Hempstead (Kevin Ryme), Hicksville (Bob Moskowitz) and Woodbury (Joesph) post offices asking what they were going to do about my personal miss shipped by the United States Post Office personal valuable property, which we all knew was in Essex Britain. They said they sent out emails to England and got not responses. There was no further help or words from anyone.

5. On **April 25, 2007**, I pro se plaintiff Alan Amron again tried to track the package on the United States Postal Services website, with the same result, the package delivered to Great Britain on April 16, 2007. No further information is on this package. (See the attached **Exhibit E**)

6. As a result of the Defendants gross negligence in sending a large box weighing 14 pounds 8 ounces to another country not even listed on the shipping label, the plaintiff was financially damaged, and incurred expenses for trying desperately to have the one of a kind prototype models rebuilt in time for the scheduled presentations to toy companies, in the sum of **twenty five thousand dollars.**

Wherefore the pro se plaintiff demands judgment against defendant in the sum of **\$25,000.00** dollars along with additional related travel and legal costs.

Respectfully submitted on this 1st day of May 2007 by:

A handwritten signature in black ink, appearing to read "Alan Amron", followed by the text "Pro SE" written in a similar cursive style.

Alan Amron

Pro Se Plaintiff (516) 318-0231

474 Fulton Avenue

Hempstead, New York 11550

Legally served upon the **Defendant;**

The United States Postal Service

c/o Express Mail section head Bob Moskowitz (516) 933-2402

185 West John Street

Hicksville, New York 11802

EXHIBIT LIST

Exhibit A

A true copy of the picture of the actual contents of the box, which was taken on 4/14/07 for the model maker, before shipping it that same day.

Exhibit B

A true copy of the Express Mail Label #EQ91 6118 98 US dated 4/14/07

Exhibit C

A true copy of the April 19th, 2007 tracking report from the postal services website showing my box was delivered to Essex Britain on 4/16/07

Exhibit D:

A true copy of the April 22, 2007 letter from the postal service stating no further information is available on my package.

Exhibit E:

A true copy of the April 29, 2007 post office tracking result, still showing the package delivered to Great Britain on 4/16/07.

Exhibit A

Use this gun to build
new prototype.

This is just an example
of the feel AND look of
the Ratchet grip& gears
feel

This is the box
everything
here is in...

An example of a
great water PUMP

See this Spinning
pen Crayon device,
as an example for my
paint spinner I want
you to do soon..

Use this
or this
one for
the
Ratchet
Grip

A Disney
Gun as
example of
feel.


This is the
pump for
you to use
and take
apart and
see how we
did it.

PUMPS & LOADS FORWARD & BACK
DOUBLE PUMP ACTION
SHOOTS UP TO 50 FEET

**QUICK DOUBLE
PUMP ACTION**
EXTRA LARGE WATER TANK
NEEDS NO BATTERIES
NON-SLIP HAND GRIP

Only if
needed, use
this Double
pump.

Exhibit B



EXPRESS MAIL

UNITED STATES POSTAL SERVICE®

Customer Copy
Label 11-B, March 2004

Post Office To Addressee

ORIGIN (POSTAL SERVICE USE ONLY)

PO ZIP Code

Date Accepted

Mo. Day Year

Time Accepted

Postage

Return Receipt Fee

COD Fee

Insurance Fee

Total Postage & Fees

Acceptance Emp. Initials

DELIVERY (POSTAL SERVICE USE ONLY)

Delivery Attempt

Mo. Day Year

Time

Employee Signature

CUSTOMER USE ONLY

PAYMENT BY ACCOUNT

Express Mail Corporate Acct. No.

Federal Agency Acct. No. or Postal Service Acct. No.

NO DELIVERY

Weekend ☐ Holiday ☐ Mailer Signature

FROM: (PLEASE PRINT)

PHONE ()

TO: (PLEASE PRINT)

PHONE ()

ZIP + 4 (U.S. ADDRESSES ONLY. DO NOT USE FOR FOREIGN POSTAL CODES.)

FOR INTERNATIONAL DESTINATIONS, WRITE COUNTRY NAME BELOW.

ZIP + 4 (U.S. ADDRESSES ONLY. DO NOT USE FOR FOREIGN POSTAL CODES.)

FOR INTERNATIONAL DESTINATIONS, WRITE COUNTRY NAME BELOW.

Exhibit C

YAHOO! MAIL

Print - Close Window

Date: Thu, 19 Apr 2007 21:03:03 -0500 (CDT)
To: alanamron@yahoo.com
From: "U.S._Postal_Service_" <U.S._Postal_Service@usps.com>
Subject: USPS Shipment Info for EQ91 6118 982U S

This is a post-only message. Please do not respond.

Current Track & Confirm e-mail information provided by the U.S. Postal Service.

Label Number: EQ91 6118 982U S

Service Type: Express Mail - Post Office to Addressee

Shipment Activity Time	Location	Date &
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Arrived Abroad 04/16/07 9:41pm	GREAT BRITAIN	
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International Dispatch 04/15/07 6:10am	KENNEDY AMC	
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Enroute 04/15/07 6:06am	JAMAICA NY 11499	
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Enroute 04/14/07 3:56pm	MELVILLE NY 11747	
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Acceptance 04/14/07 12:42pm	HEMPSTEAD NY 11550	
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USPS has not verified the validity of any email addresses submitted via its online Track & Confirm tool.

For more information, or if you have additional questions on Track & Confirm services and features, please visit the Frequently Asked Questions (FAQs) section of our Track & Confirm site at <http://www.usps.com/shipping/trackandconfirmfaqs.htm>



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[FAQs](#)

Track & Confirm

Search Results

Label/Receipt Number: **EQ91 6118 982U S**
Status: **Arrived Abroad**

Your item arrived in **GREAT BRITAIN** at 9:41 PM on April 16, 2007.
Information, if available, is updated every evening. Please check again later.

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

[Additional Details >](#) [Return to USPS.com Home >](#)

Notification Options

Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

Proof of Delivery

Verify who signed for your item by email, fax, or mail. [Go >](#)



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Exhibit D



Date: 04/22/2007

Alan Amron:

In response to your request dated 04/19/2007, we regret to inform you that we were unable to locate any delivery information in our records regarding your item number EQ91 6118 982U S.

If you require additional assistance, please take this receipt to your local Post Office or postal representative.

Sincerely,

United States Postal Service

Exhibit E

YAHOO! MAIL[Print](#) - Close Window

Date: Sun, 29 Apr 2007 14:03:41 -0500 (CDT)
To: alanamron@yahoo.com
From: "U.S. Postal Service" <U.S. Postal_Service@usps.com>
Subject: USPS Shipment Info for EQ91 6118 982U S

This is a post-only message. Please do not respond.

Alan Amron has requested that you receive the current Track & Confirm information, as shown below.

Current Track & Confirm e-mail information provided by the U.S. Postal Service.

Label Number: EQ91 6118 982U S

Service Type: Express Mail - Post Office to Addressee

Shipment Activity Time	Location	Date &
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Arrived Abroad 04/16/07 9:41pm	GREAT BRITAIN	
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